

**State of California, State Water Resources Control Board**

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S000293

2005, 2006, 2007

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM**

**Owner(s) of Record:**

CALIF DEPT OF PARKS & RECREATION

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

**Primary Contact:**

CALIF DEPT OF PARKS & RECREATION  
3703 ST HELENA HWY N  
CALISTOGA, CA 94515

**Agent:**

Address:

Phone No. 707-942-5370

Phone No.

Fax No.

Fax No.

E-mail Address:

E-mail Address:

**Source Name:** RITCHIE CREEK

**Year of First Use:** 1960

**Tributary To:**

**Name of Diversion works:**

**County:** Napa

**Assessor Parcel Number of the Diversion site:**

**Diversion within:** NE 1/4 of NE 1/4 Section 16, T 8 N, R 6 W, MDB&M

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
SACRAMENTO  
2008 JUN 25 AM 11:38

A. **Water is Used Under:** Riparian claim \_\_\_ Pre-1914 claim \_\_\_ Court Decree No.: \_\_\_ Other (explain): \_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_ Gallons per day (gpd) ☒ Cubic feet per second (cfs) \_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	—	—	—	400	400	400	400	400	400	—	—	—	200
2006	—	—	—	400	400	400	400	400	400	—	—	—	200
2007	—	—	—	400	400	400	400	400	400	—	—	—	200

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons ☒ Million Gallons (MG) \_\_\_ Acre-feet (AF) \_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	—	—	—	12,000	12,400	12,000	12,400	12,400	12,000	—	—	—	73,200
2006	—	—	—	12,000	12,400	12,000	12,400	12,400	12,000	—	—	—	73,200
2007	—	—	—	12,000	12,400	12,000	12,400	12,400	12,000	—	—	—	73,200

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 1/2 acres; Stockwatering \_\_\_; Domestic \_\_\_  
Other (specify) \_\_\_

Parcel Number(s) of Place of Use: \_\_\_

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.) NO CHANGE

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO \_\_\_  
Describe any water conservation efforts you have initiated: DRIP IRRIGATION SYSTEM IN USE.

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:  
Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG) Year \_\_\_ (AF/MG)



Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)  
I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: JUNE 18, 2008 at BOTHE NAPA VALLEY STATE PARK -- CALISTOGA, California

SIGNATURE: [Signature]

PRINTED NAME: ANTHONY C. BAIRAM  
(first name) (middle initial) (last name)

COMPANY NAME: STATE OF CALIFORNIA -- DEPARTMENT OF PARKS AND RECREATION.

ITEM \_\_\_\_\_ If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.  
CONTINUATION

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



## State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

S000293%\$%2004

2002, 2003, 2004

2005 JUL -5 PM 12:55

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: CALIF DEPT OF PARKS &amp; RECREATION;

DIV. OF WATER RIGHTS  
SACRAMENTO

## PRIMARY CONTACT OR AGENT FOR MAIL &amp; REPORTING:

CALIF DEPT OF PARKS &amp; RECREATION

CALISTOGA

3703 ST HELENA HWY N

CALISTOGA, CA 94515

STATEMENT NO.: S000293  
CONTACT PHONE NO.: (707)942-5370

Source Name: RITCHIE CREEK

Tributary To: NAPA RIVER

County: Napa

Year of First Use: 1960

Diversion Within: NE1/4 of NE1/4 Section 16, T08N, R06W, MB&amp;M

Parcel Number:

A. Water is Used Under: Riparian claim ☒ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_B. Year of First Use: (Please provide if missing above) \_\_\_\_\_C. Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below.Amounts below are in: Gallons ☒

Million Gallons (MG)

Acre-feet (AF)

Other

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2002	—	—	—	12,000	12,000	12,000	12,000	12,000	12,000	—	—	—	72,000
2003	—	—	—	12,000	12,000	12,000	12,000	12,000	12,000	—	—	—	72,000
2004	—	—	—	12,000	12,000	12,000	12,000	12,000	12,000	—	—	—	72,000

D. Purpose of Use – Specify number of acres irrigated, stock watered, persons served, etc.Irrigation 1/2 acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

NO CHANGE

F. Please answer only those questions below which are applicable to your project.

## 1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO \_\_\_\_\_Describe any water conservation efforts you have initiated: DRIP IRRIGATION SYSTEM INSTALLED

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_



2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: JUNE 28, 2005 at 30 THE NAPA VALLEY STATE PARK - CALISTOGA, California

SIGNATURE: [Signature]

PRINTED NAME: ANTHONY C. BAIRAM  
(first name) (middle initial) (last name)

COMPANY NAME: STATE OF CALIFORNIA, DEPT. OF PARKS AND RECREATION

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

BOTHE-NAPA VALLEY STATE PARK  
3601 ST HELENA HIGHWAY NORTH  
CALISTOGA, CA 94515

STATEMENT NO: 000293

TELEPHONE NUMBER:

(707) 942-5370

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: RITCHIE CREEK

TRIBUTARY TO: NAPA RIVER

COUNTY: NAPA

DIVERSION

WITHIN: NE1/4 OF NE1/4 SECTION 16, T08N, R06W, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ \_\_\_\_\_ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988				X	X	X	X	X	X				
1989				X	X	X	X	X	X				
1990				X	X	X	X	X	X				

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Small lawns, approx 1/2 acre

Stockwatering \_\_\_\_\_

Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

No change

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: January 29, 19 91, at Calistoga, California

Signature: Douglas F. Kaufman



## GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

S.293

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or neatly written in ink.

A. Name of person diverting water Bothe-Napa Valley State Park  
Address 3601 St. Helena Hwy. N., Calistoga, California 94515

B. Name of body of water at point of diversion Ritchie Creek  
Tributary to Napa River

C. Place of diversion NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  Section 16, Township 8N, Range 6W, M.D. B&M,  
Napa County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Pool System

E. Capacity of diversion works 50  
Capacity of storage reservoir (Swimming Pool) 73,000  
State quantity of water used each month in gallons acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1966:	:	:	:	:	:	1	1/3	1/3	1/3	1/6	:	:	2 1/6

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Maximum annual water use in recent years 705,447 gallons

Minimum annual water use in recent years 522,520 gallons

Type of diversion facility: gravity ☒, pump ☐

Method of measurement: weir ☐, flume ☐, electric power meter ☐, water meter ☐, estimate ☒

F. Purpose of use (what water is being used for) Swimming Pool and irrigation of lawns.

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) State Park, wooded forest on west side of Napa Valley. Mid-way between Calistoga and St. Helena on Highway 29.

H. Year of first use as nearly as known 1960 - Park was acquired by State.

I. Name of person filing statement Frederick A. Parson

Position Acting Park Supervisor Organization Division of Beaches and Parks

Address 3601 St. Helena Hwy. N., Calistoga, California 94515

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed 2-15-67

Signature Frederick A. Parson

See Instructions on Reverse Side